

\*\*\* NOT FOR PUBLICATION \*\*\*

NO. 26307

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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LEE ANN MIRANDA, Plaintiff-Appellant

vs.

HYATT CORPORATION, dba HYATT REGENCY WAIKIKI & SPA; LAURIE NAKAMOTO, in her capacity as Front Officer Supervisor, Hyatt Regency Waikiki; ALAN HIKIDA, in his capacity as Human Resources Manager, Hyatt Regency Waikiki; SASI FAILDO, in her capacity as Assistant Human Resources Manager, Hyatt Regency Waikiki, Defendants-Appellees

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 03-1-0603)

ORDER DISMISSING APPEAL

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon review of the record, it appears that we do not have jurisdiction over Plaintiff-Appellant Lee Ann Miranda's appeal from the Honorable Richard W. Pollack's December 15, 2003 "Order Granting Defendants' Motion for Summary Judgment" in Civil No. 03-1-0603 (RWP). Pursuant to the separate document rule under Rule 58 of the Hawai'i Rules of Civil Procedure (HRCP), "[a]n appeal may be taken from circuit court orders resolving claims against parties only after the orders have been reduced to a judgment and the judgment has been entered in favor of and against the appropriate parties pursuant to HRCP [Rule] 58[.]" Jenkins v. Cades Schutte Fleming & Wright, 76 Hawai'i 115, 119, 869 P.2d 1334, 1338 (1994). The circuit court has not reduced the appealed December 15, 2003 order to a separate judgment

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pursuant to HRCP Rule 58. Therefore, this appeal is premature, and we lack appellate jurisdiction. Accordingly,

IT IS HEREBY ORDERED that this appeal is dismissed for lack of appellate jurisdiction.

DATED: Honolulu, Hawai'i, April 13, 2004.